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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 09/683,602      | 01/24/2002  | Ronald Hugh Miller   | 201-0783 FAM        | 9335             |

28549 7590 04/07/2005

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SOUTHFIELD, MI 48034

EXAMINER

MANCHO, RONNIE M

| ART UNIT | PAPER NUMBER |
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3663

DATE MAILED: 04/07/2005

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| APPLICATION NO./<br>CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR /<br>PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|---|---------------------|

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| EXAMINER |
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| ART UNIT | PAPER |
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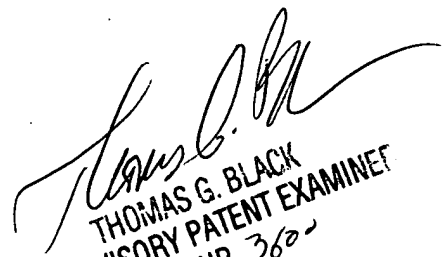
20050119

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Commissioner for Patents

The examiner acknowledges receipt and entry of the reply brief of 1/19/05 The arguments in the brief are not persuasive and have been sent to the board.

  
THOMAS G. BLACK  
SUPERVISORY PATENT EXAMINER  
GROUP 360

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In Re Application of

Ronald Hugh Miller

Group Art Unit: 3663

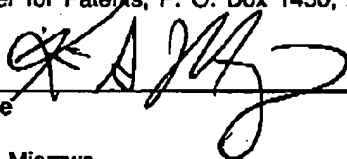
Serial No.: 09/683,602

Examiner: Mancho, Ronnie M.

Filed: 01/24/2002

For: METHOD AND APPARATUS FOR ACTIVATING A  
CRASH COUNTERMEASURE

Attorney Docket No.: 201-0783 (FGT 1538 PA)

| CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. §1.8(a))   |                  |
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|   |                  |
| Signature   |                  |
| Date: 1-19-05   | Kevin G. Mierzwa |

REPLY BRIEF

Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Examiner's Answer of November 24, 2004, please enter the following remarks.

recites exchanging a communication key. Appellants respectfully submit that no teaching or suggestion is found in the *Lemelson* reference for exchanging a communication key. If the Examiner's example of CDMA being a key is carried forward, there is no exchange thereof. It appears that the *Lemelson* reference assumes that each of the vehicles of the communication system communicate and thus no exchanging is performed.

For the above stated reasons and the reasons set forth in the Appeal Brief, Appellants respectfully submit that the claims set forth in the present application distinguish over the various references including the *Lemelson* reference. Appellants therefore respectfully request the Board to reverse the Examiner's position with respect to each and every one of the claims. Appellants therefore respectfully request the Board to pass the case to issue forthwith.

Respectfully submitted,



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Registration No. 38,049  
Attorney for Appellants

Date: 1-19-05

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